

FEBRUARY 14, 1837.

Read twice, and committed to the Committee of the Whole House on the state of the Union.

Mr. GARLAND, of Virginia, from the Committee on Indian Affairs, reported the following bill :

## **A BILL**

Supplementary to the acts entitled "An act for the re-organization of the Department of Indian Affairs," and "An act to regulate trade and intercourse with the Indian tribes and to preserve peace on the frontier," both approved June thirtieth, one thousand eight hundred and thirty-four, and for other purposes.

1       *Be it enacted by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled, That*  
3       it shall, and may be, lawful for the President of the United  
4       States to pay to that portion of the Seminole Indians who have  
5       not taken part in the late or present hostilities committed by  
6       that tribe against the United States all the moneys that remain  
7       unexpended of the sum of fifteen thousand four hundred dol-  
8       lars, appropriated by the act of twenty-eighth June, one thou-  
9       sand eight hundred and thirty-four, to pay for improvements  
10      abandoned in accordance with the provisions of the second arti-  
11      cle of the treaty of one thousand eight hundred and thirty-two,  
12      unless there be, before the same shall be paid out, such a change  
13      of circumstances as shall, in the opinion of the President, ren-  
14      der a contrary course proper.

1        SEC. 2. *And be it further enacted,* That it shall, and may  
 2 be, lawful for the President to change the location of the superin-  
 3 tendency of Indian affairs, authorized by the second section of  
 4 the act of June thirtieth, one thousand eight hundred and thir-  
 5 ty-four, entitled "An act for the re-organization of the Depart-  
 6 ment of Indian Affairs," from St. Louis to Fort Leavenworth,  
 7 or some other point on or near the Missouri river, west of the  
 8 western boundary of Missouri: *Provided,* That the President  
 9 may direct to which superintendency any Indian agency shall  
 10 be attached; any thing contained in the act of the twentieth  
 11 April, one thousand eight hundred and thirty-six, entitled "An  
 12 act establishing the Territorial Government of Wisconsin," or  
 13 in any other act, to the contrary notwithstanding.

1        SEC. 3. *And be it further enacted,* That, in addition to the  
 2 agents now authorized by law, it shall be lawful for the Presi-  
 3 dent, by and with the advice and consent of the Senate, to ap-  
 4 point one for the Cherokee, one for the Creek, and one for the  
 5 Osage Indians, who shall possess the same powers, execute the  
 6 same duties, and receive the same pay and emoluments, as  
 7 the agents, now authorized by law, possess, execute, and receive.

1        SEC. 4. *And be it further enacted,* That, until a Government  
 2 be established for the Western Territory, it shall, and may be,  
 3 lawful for the President to allow to the Indian agent, to whom he  
 4 may assign the duty of acting superintendent, as authorized by  
 5 the thirtieth section of the act of the thirtieth June, one thou-

6 sand eight hundred and thirty-four, entitled "An act to regulate  
 7 trade and intercourse with the Indian tribes and to preserve  
 8 peace on the frontier," for his services as such, at the rate of one  
 9 thousand dollars per annum, in addition to his compensation as  
 10 agent.

1        SEC. 5. *And be it further enacted,* That the goods or mer-  
 2 chandise of any person offending against the provisions of the  
 3 fourth section of the act regulating trade and intercourse, to  
 4 which this is supplemental, shall, and may be, seized and taken  
 5 possession of by any superintendent of Indian affairs, agent, sub-  
 6 agent, or commanding officer of a military post, under such re-  
 7 gulations and directions as may be prescribed and given by the  
 8 President of the United States; and by the person so seizing and  
 9 taking possession of the same, be delivered to the proper officer,  
 10 and be proceeded against by libel in the proper court, and for-  
 11 feited; one-half to the use of the person giving information to the  
 12 said superintendent, agent, sub-agent, or commanding officer of a  
 13 military post, and the other half to the use of the United States;  
 14 and the person so informing shall also be entitled to one-half of  
 15 the penalty of five hundred dollars, which, by the said section, it  
 16 is provided that any person so offending shall forfeit and pay.

1        SEC. 6. *And be it further enacted,* That it shall not be  
 2 lawful for any white person or persons to go into the Indian  
 3 country, and cut, destroy, or transport any trees or timber, whe-  
 4 ther with or without the consent of the Indians to whom the

country belongs, under a penalty of one thousand dollars for each offence, to be recovered in any court having jurisdiction thereof; one-half to the informer, and the other half to the United States.

SEC. 7. *And be it further enacted*, That no person, other than an Indian, shall, within the Indian country, purchase or receive of any Indian, by way of barter, trade, or pledge, any slave or slaves, or other article of personal property, under a penalty of not less than fifty dollars nor more than five hundred dollars for each and every article so purchased or received, to be recovered before any tribunal having jurisdiction thereof; one-half to the informer, and one-half to the United States.

SEC. 8. *And be it further enacted*, That the provision in the act of March third, one thousand seven hundred and ninety-five, entitled "An act making further provision for the support of the public credit and for the redemption of the public debt," which declares that all moneys appropriated by Congress, which shall remain unexpended "for more than two years after the calendar year in which the act of appropriation shall have been passed," shall be carried to the surplus fund, be, so far as it is applicable to moneys appropriated for the Indian Department, and the same is hereby, so modified, as that moneys appropriated for the same shall not go into said surplus fund till the end of five years from the end of the calendar year in which the same was appropriated.

1        SEC. 9. *And be it further enacted,* That for all the pur-  
 2 poses of construction, execution, and enforcement, this act shall  
 3 be deemed and taken to be a part of the acts to which it is sup-  
 4 plemental.

1        SEC. 10. *And be it further enacted,* That the duties of the  
 2 superintendency now established at Saint Louis, and which it is  
 3 provided in this act shall be transferred to Fort Leavenworth, or  
 4 to some other point on or near the Missouri river, west of the  
 5 State of Missouri, shall hereafter be executed by the principal  
 6 agent of some tribe of Indians within the limits of said superin-  
 7 tendency, to be designated by the President; and that said su-  
 8 perintendent shall receive a salary of one thousand dollars in  
 9 addition to the salary which he may receive as agent.

1        SEC. 11. *And be it further enacted,* That the sub-agency  
 2 of the Mandan and neighboring tribe of Indians be, and the  
 3 same is hereby, abolished; and that a full agency be established  
 4 in lieu thereof, with such salary as is now allowed by law to a  
 5 full agent.

1        SEC. 12. *And be it further enacted,* That the moneys ne-  
 2 cessary to carry this act into effect, for the year one thousand  
 3 eight hundred and thirty-seven, be, and the same are hereby,  
 4 appropriated.